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OFFICE OF PETITIONS

PTO/SB/81 (11-03)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)		Docket Number (Optional)
 First Named Inventor: Radek Grzeszczuk Art Unit: Unknown Application Number: 10/028,414 Examiner: To Be Determined Filed: December 21, 2001 Title: SURFACE LIGHT FIELD DECOMPOSITION USING NON-NEGATIVE FACTORIZATION Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9382. The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained. APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION. NOTE: A grantable petition requires the following items: (1) Petition fee. (2) Reply and/or issue fee. (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and (4) Adequate showing of the cause of unavoidable delay. 1. Petition fee <input type="checkbox"/> Small entity - fee \$ _____ (37 CFR 1.17(l)). Applicant claims small entity status. See 37 CFR 1.27. <input checked="" type="checkbox"/> Other than small entity - fee \$ <u>110.00</u> (37 CFR 1.17(l)). 2. Reply and/or fee A. The reply and/or fee to the above-noted Office action in the form of Response to Notice to File _____ (identify the type of reply): Missing Parts; and Transmittal of Formal Drawings <input type="checkbox"/> has been filed previously on _____ <input checked="" type="checkbox"/> is enclosed herewith. B. The issue fee of \$ _____ <input type="checkbox"/> has been filed previously on _____ <input type="checkbox"/> is enclosed herewith.		

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

01/21/2004 HDNESS1 00000049 10028414

110.00 OP

01 FC:1452

01/21/2004 HDNESS1 00000049 10028414

130.00 OP

02 FC:1460

JAN 22 2004

OFFICE OF PETITIONS

PTO/SB/61 (11-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)

3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.Jan. 13, 2004

Date



Signature

(310) 207-3800

Telephone Number

FARZAD E. AMINI

Typed or printed name

42,261

Registration Number, if applicable

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Address

12400 Wilshire Boulevard, 7th Fl.
Los Angeles, California 90025

Address

Enclosure ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unavoidable delay☒ Transmittal of Formal Drawings

CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.Jan. 13, 2004

Date



Signature

Margaux Rodriguez

Typed or printed name of person signing certificate

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)**

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants or by any other party who is presenting statements concerning the cause of delay.

Jan. 13, 2004

Date



Signature

42,261

Registration Number, if applicable

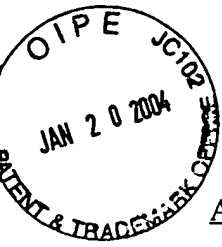
FARZAD E. AMINI

Typed or printed name

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply.)

Please see attachment.

(Please attach additional sheets if additional space is needed.)



**Petition for Revival of an Application for Patent Abandoned
Unavoidably Under 37 CFR §1.137(a)**


Attachment:

I, Farzad E. Amini, Reg. No. 42,261, a partner in Blakely, Sokoloff, Taylor & Zafman LLP (the "firm"), am an attorney of record in the prosecution of U.S. Application No. 10/028,414 (Attorney's Docket No. 42390.P13155). This information, namely the Serial No. and Attorney's Docket No., was entered into the firm's electronic docketing database, which tracks the status of pending patent applications being prosecuted by the firm, at least as early as January 9, 2002, as evidenced by a database record for Docket No. 42390.P13155 a copy of which is enclosed. I was therefore surprised that a Notice of Abandonment under 37 CFR §1.53(f) or (g) was received from the U.S. Patent and Trademark Office dated November 24, 2003, notifying me that the subject application had gone abandoned for failure to respond to a Notice to File Missing Parts dated January 28, 2002.

Applicants submit that all official mail received by Blakely, Sokoloff, Taylor & Zafman is stamped with the date received and delivered to the docketing department. In the docketing department, documents are either stamped "no docketing required" or "docketed." Had the Notice to File Missing Parts dated January 28, 2002 been received, it should be reflected in one of the two docket reports being submitted herewith. The Docket Reports reflect all docket entries (four in this case) for all due dates related to the Application No. 10/028,414 and Attorney Docket No. 42390.P13155, respectively. These Docket Reports further guarantee that no Notice to File Missing Parts was received.

Had the docketing department erroneously stamped the Notice to File Missing Parts "no docketing required," the Office Action would still have been routed to the responsible attorney. Upon receipt of the Notice to File Missing Parts, even if incorrectly docketed, the docketing error would likely have been identified at that point and the corrective docket entry made. Moreover, the Notice to File Missing Parts would have been paired with the correct file and the response timely submitted. Accordingly, it is respectfully submitted that the Notice to File Missing Parts dated January 28, 2002 was likely never received and it is respectfully requested that the holding of abandonment be withdrawn.

Dated: January 13, 2004


Farzad E. Amini, Reg. No. 42,261

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
DOCKET

Client Number 42390 Name Intel Corporation
Matter Number P13155 Title surface light field decomposition using non-negative matrix
Docket Attorneys: FEA (SNG) factorization - UTILITY
Reference Number 028,414 Country
Date 3/21/2002 Status **Cleared**
Description 3 month deadline to file prior art disclosure and check related cases (based on filed
US application).

Secretarial Remarks Please remove (RAB) initials and add (SNG) initials (jkv, 2/25/03).

Check box if you want
this record to be cleared:

☐

Check box if you want the docketing dept.
to make a change to this record:

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Docket Entries will not be cleared or changed unless you include:

- ¥ Your Initials
- ¥ Date of your remark
- ¥ Specific reason to clear or change item

Event Status c

Check if cleared by Sec. Req.

Cleared by Notice of Abandonment

Date Cleared 11/26/2003

Docket Initials na

label printed 1/9/2002 na
(date & initials)

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OFFICE OF PETITIONS

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

DOCKET

Client Number 42390 Name Intel Corporation
Matter Number P13155 Title surface light field decomposition using non-negative matrix factorization - UTILITY
Docket Attorneys: eht FEA (SNG)
Reference Number 028,414 Country
Date 6/21/2003 Status Cleared
Description Application filed 18 months ago, no office action received. Send status request to PTO.

Secretarial Remarks Please remove (RAB) initials and add (SNG) initials (jkv, 2/25/03).

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this record to be cleared: ☐

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Event Status c

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Cleared by Notice of Abandonment

Date Cleared 11/26/2003

Docket Initials na

label printed
(date & initials)

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

DOCKET

Client Number 42390 Name Intel Corporation
 Matter Number P13155 Title surface light field decomposition using non-negative matrix
 Docket Attorneys: eht FEA (SNG) factorization - UTILITY
 Reference Number 028,414 Country
 Date 1/24/2004 Status **Active**
 Description Reminder: Deadline to revive abandoned application is 2/24/04

Secretarial Remarks 12/4/03 - Formal Documents sent to Inventors for Execution by FEA/mor

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Date Cleared

Docket Initials

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 (date & initials)

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

DOCKET

Client Number 42390 Name Intel Corporation
 Matter Number P13155 Title surface light field decomposition using non-negative matrix factorization - UTILITY
 Docket Attorneys: eht FEA (SNG)
 Reference Number 028,414 Country
 Date 2/24/2004 Status Active
 Description Deadline to revive abandoned application

Secretarial Remarks 12/4/03 - Formal Documents sent to Inventors for Execution by FEA/mor

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Event Status

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Date Cleared

Docket Initials

label printed 11/26/2003 na
(date & initials)